M'MANIGAL A BURNS SLEUTH

LOS ANGELES DECIDES THAT HE IS THE STOOL PIGEON.

He Denies to Defendants' Attorneys That He Ever Made Confession, Then Makes another to the Prosecutor-Buens Tells of His Evidence of Dynamiting.

Los Angeles, April 27 .- Dropping the mask he has been wearing for the benefit of his alleged accomplices in many dynamiting outrages, Ortie McManigal practically has revealed himself as an informer for the William J. Burns Detective Agency and principal witness for the prosecution in the trial of the McNamaras.

McManigal not only has been in close touch with Burns but it seems certain that he has received pay from Burns for playing his part in all the acts of the so-called "wrecking crew."

His fear of the consequences should the Malamaras and their friends learn his exact relation to Burns explains the elaborate precautions taken to prevent were safely in jail.

Not until yesterday when the train which brought them to California stopped a: Pasadena did John J. McNamara know of his brother's arrest and that information given by McManigal had led to their apprehension

Burns evidently learned enough about McManigal to compel the latter to go to tell Burns every move of the "wrecking crew" and the location of every dyna-

O. M. Hilton, one of the attorneys for the defendants, accomplished a coup that worried the District Attorney. Hiltor asked McManigal in the presence of two witnesses if he had made any confession McManigal denied having confessed. To combat the effect of this assertion McManigal was hurried to the District Attorney's office, and there, according to attaches of the office, he repeated the confession he is said to have made in

According to a Burns operative Mc Manigal has telegraphed to his wife in Chicago telling her where she can get all the money she needs. It is not doubted that he and Burns have an understanding and that he is deceiving the

attorneys for the defence.

Hilton said to-night that he regarded McManigal in the light of a second Harry Orchard and that the purpose of having him deny that he had made any confession was to so discredit his testimony when he gives it that no juror will believe him. Job Harriman, also an attorney for the defence, and J. R. Timmons organizer here for the iron workers union, were the men who heard McMani gal deny having confessed anything.

James B. McNamara was taken to the office of the county jail to-day ostensibly to hear from District Attorney John D. Fredericks an outline of his legal rights. There he came face to face with Mrs. D. H. Ingersoll of San Francisco. She identified him positively as J. B. Bryce, a lodger in house in that city last September.

When McNamara entered the office Mrs. Ingersoll was so placed that she could look him squarely in the face as he entered. If he recognized her his self-control was remarkable, for after a glance he turned his eyes to the District Attorney. Fredericks told him his legal rights and in a few minutes McNamara was taken back to his cell

Mrs. Ingersoll, according to the District Attorney, declared positively that James B. McNamara is the man who, under the name of J. B. Bryce, was a lodger in her rooming house in San Francisco last Sep ember. She declined to make any state ment to newspaper men who sought direct corroboration of the identification.

According to a Burns operative, the confession of cManigal reveals a long series of dynamiting outrages which according to McManigal, were planned for Los Angeles and vicinity. These included the proposed dynamiting of the los Angeles aqueduct now under con struction, the destruction of some of the ity's water reservoirs and pipe lines and a number of explosions in various parts of the city for the purpose of terrorizing the people

McManigal is said to have told in detail of a large number of dynamiting cases n other cities. The confession conform losely to that given out in Chicago, the trend of which has been printed.

After conferring with Attorney Hilton, John J. McNamara prepared a statement union men throughout the country it follows:

To the Brotherhood of Organized Labo in California and the United States. "In this second attempt to crush and scredit the cause we represent I realize fully the desperation of the enemies of or arrayed against us, but I am of good

That I am innocent of any infraction of the law in word or act needs no emphasis from me, for the truth is mighty and will prevail right speedily, and for it I can afford to and shall contentedly

"I send to all brothers and friends union labor the world over my earnest and affectionate greetings, with the assurance that there is no villainy or conspiracy possible of which we are afraid. "I am also confident that it is not ask ing too much of the public to suspend judgment in these matters until oppor tunity for a full and fair defence has been

J. J. MCNAMARA. Neither James B. McNamara nor Mc-Manigal made any public statement. Clarence Darrow has consented to defend the prisoners and is expected to be

here on Monday. Officers and employees in the dynamite works at Giant, Cal., are to be brought here to identify James B. McNamara as Bryce, one of the purchasers of dynamite

BURNS SAYS CASE IS COMPLETE. Says Evidence Against Dynamiters Wil

Even Appell Organized Labor. CHICAGO, April 27.—"Organized labor Ill stand appalled when the full story of the Los Angeles dynamite outrage and nilar dastardly deeds becomes known. What has already been published—that portion of it which is true—is sensational

Continued on Second Page.

ARMY BUYS AEROPLANES. Both Curtiss and Wright Machines Taken

Corps to Be Drilled at Nan Antonio. SAN ANTONIO, April 27.—The trial board of the Signal Corps of the army seembled at Fort Sam Houston reservation accepted early this evening both Wright and Curtiss aeroplanes for use by the army. This sudden determination, following the breaking off of the trial tests yesterday, came after the

Allen of the Signal Corps in Washington. For the Wright machine the Government will pay \$5,000 and for the Curtiss flier \$1,000 more. To-morrow the machines will pass into the ownership of the army and an aeroplane company of the signal Corps in camp here will be organized under the command of Lieut. Paul W. Five pupils in aviation will immediately begin to take lessons from Eugene Ely, the Curtiss aviator, and Frank T.

receipt of orders from Brig.-Gen. James

Coffyn, who is the Wright instructor. The decision to accept the machines without their undergoing the three tests prescribed by the trial board here fol- At the beginning of the extra session lowed considerable parleying and telegraphing between aviators, of the board and the manufacturers in the the truth from becoming known until all it had not set any test that was extreme or that in any way imperilled the lives of the aviators or the machines them-

The manufacturers, who evidently were backed up by Gen. Allen, chief officer of the Signal Corps in Washington, believed Senato that the specifications called for the delivery of standard machines in good working order. They represented that the fact that both aeroplanes were in good working order had already been demonthrough with his part as commanded and strated by the flights made in the past week.

The sudden acceptance of both machines by the Government settles a feud between the Curtiss and Wright aviators that had already grown acid.

JOY IN CROPSEY'S AUTO.

Commissioner Surprised to Hear That Some One Uses It When He Is Abed.

Police Commissioner Cropsey appeared esterday before the Aldermani tee which is investigating the charges that the city automobiles are used for other than official purposes. He said that he had no occasion to use his automobile at night and he was sure that it was not taken by any one else from its garage nights. Would you be surprised to know.

asked Alderman Smith, that it has been used as many as six and seven times night?" "It certainly would surprise me and I

would like to know who used it if you can give me the information." Com missioner Cropsey responded.

Alderman Smith asked the Commis-

ioner if he would be surprised to know that any department head can go to a garage where the city's machines are kept and take out any other department's machine without an order. Mr. Cropsey said it would be a surprise

to him and again asked for information. He was told that he would get the information when the committee made its

PIERCE SAYS HE'S INSANE.

Henry Clay Pierce's Son Asks Supreme Court to Annul His Marriage.

WHITE PLAINS, April 27. When the petition of Roy Ensworth Pierce, son of Henry Clay Pierce, the oil man, for an annulment of his marriage to Elizabeth Pierce came up for a hearing before Supreme Court Justice Morschauser to-day James P. Hickey, counsel for Mrs. Pierce, moved for a change of venue because, he asserted. Mr. Pierce is a resident of New York city and not Orange county where the action was originally brough Justice Morschauser will hear the motion next Friday.

Roy Pierce brings the action agains his wife through County Judge A. F. H. Seager of Newburgh, "his next friend and guardian." He says that at the time of the marriage he was insane and is still neane. When this declaration was made in court Mrs. Pierce shook her head.

Counsel for Mrs. Pierce told the cour that the couple had been legally married on November 14 last and that Mr. Pierce was not insane then. He said that an attempt had been made to place young Pierce in Dr. Carlos B. MacDonald's sanitarium at Central Valley in Orange county, but that he was not admitted to

"I have tried to see the commitment papers," said the lawyer, "but they have not been filed with the State Lunacy Commission. We do not know where Mr. Pierce is now."

NEW YORK CITY'S GROWTH.

ensus Shows Its Population Is More Than 96 Times Greater Than in 1790.

WASHINGTON. April 27.-A bulletin issued to-day by the Census Bureau contains interesting figures on New York city's growth. The bureau has compiled populations of the several boroughs and towns which have been incorporated in the greater city, and through these compilations it is possible to trace the population within the present limits of he city of New York from 1790 up to 1910. In 1790 there were only 49,401 souls within the present confines of the greater city. The 1910 population was 4,766,883. or more than ninety-six times the population of 120 years ago

The tremendous strides that New York city has taken are shown further by the fact that the present population of the entire State is only twenty-seven times that of 1790, while the entire population in discussions in the Senate. He was in of continental United States is only a line for chairman of the Committee on little more than twenty-three times the Foreign Relations, but preferred service figures in 1790.

Of the 49.401 souls in what is now Greater and remained there, yielding the chair-New York in 1790 33,131 were in the manship of the more important committee Borough of Manhattan. The Bronx then had only 1.781; Brooklyn, 4.495; Queens, 6,159, and Richmond, 3.835. The Borough of Manhattan in the 120 years has jumped from 33,131 to 2.331,542, and Brooklyn has Dangerous Form of Disease Said to Preexpanded from its modest proportions of vall at Nogales Medical Reenforcements. 1,790 to a population of 1,684,351.

Williams College Building Damaged by Fire.

WILLIAMSTOWN, Mass., April 27. There was a fire in the mansion of the Delta was a nre in the mansion of the Delfa Kappa Epsilon fraternity this afternoon. Quick work by the college body cleared the house of furniture, but the walls and roof were badly damaged. The cause of the fire is unknown.

FRYE GIVES UP THE GAVEL

SENATE WILL HAVE TO CHOOSE A NEW PRESIDENT.

Senator From Maine Doesn't Feel Equal

WASHINGTON, April 27. Senator Wiff- son Reedy. iam P. Frye of Maine resigned to-day as President Pro Tempore of the Senate on account of ill health. He will continue to discharge the duties of a Senator from the State of Maine and exexpires March 4, 1913. He will probably not be a candidate for reelection.

Senator Frye is confined to his apart nents at the Hamilton Hotel in Washington. He is nearly 80 years old and has not been in good health for some time. he let his colleague know that he intended to "take it easy," and with the high sense clusion that in his present physical con- a bullet near her heart. dition he could not perform the duties of the Senate's presiding officer pro

Senator Frye believed that with a busy session ahead and the certainty that Vice-President Sherman would have to leave choose a presiding officer more phys-Senator Frye learned that the Senate against her husband. committees would be announced to-day dent Sherman. It was a brief letter, and counter suit of Mrs. Emerson. document was as follows:

"Will you communicate to the Senate honorable office?

formed the office efficiently. He is the that the bill be marked "original." chairman of the Committee on Com mittees.

Senator Frye has filled the office President pro tem. for fifteen years. has been acclaimed on both sides of the Senate chamber as uniformly fair and impartial in his rulings.

Reports of Senator Frye's ill health spread rapidly after his resignation was received at the Senate. Some of his colleagues heard such discouraging reports of the Senator's condition that they shook their heads gravely and voiced their fears that he would never again appear in the Senate chamber, but these fears were shown later to be groundless. Senator Frye expects to attend some of general health, while it continues bad is better just now than it was two months ago. Of course the Senator admits that his days of official activity are over following an explosion of gas.

Senator Frye has served longer Congress than any other man in either branch. He began service in the House forty years ago. After ten years in the House and after being elected to his sixth term, with the prospect of being chosen Speaker of that body, he was suddenly promoted to the Senate to succeed James G. Blaine when Mr. Blaine became Secretary of State in the Cabinet of, President Garfield. He has served continuously in the Senate for thirty years.

There is an interesting story of ho near Senator Frye came to being nomi-nated for Vice-President on the ticket with Garfield in 1800, which if it had come shout would probably have made him President of the United States. After Garfield had been nominated at Chicago and the leaders of the convention were looking for a candidate for Vice-President they naturally turned to Mr. Blaine's friends and the choice fell upon Senator Frye. A telegram was sent to Mr. Frye at his home in Lewiston, Me., asking if he would accept the nomination of Vice-

Mr. Free was away fishing and out of communication with his home, but Mrs. Frye had some decided opinions on the subject of Vice-President and, being unable to communicate with the Senator, she promptly replied, signing his name to the telegram, that he would not accept the nomination. When the story was told later, showing how Mrs. Frye had probably prevented her husband from reaching the White House, the Senator always insisted that Mrs. Frye had replied correctly to the telegram, saying that he never took any action in politics without consulting her and acting on her judg-

Senator Frye has been one of the ables men on the Republican side. He had been one of the most regular in attendance on the sessions of the Senate until his recent illness interfered to prevent him. Time was when he was one of the mos popular campaign speakers in the Republican party. As a public speaker he had few equals and he was much in demand. In recent years he has been active in public speaking both in the Senate and on the hustings

Senator Free was quiet and unobtrusive and in recent years has seldom taken part at the head of the Commerce Committee on Foreign Relations to Senator Cullom.

MEASLES AMONG SOLDIERS. DOUGLAS, Ariz., April 27. Measles of a dangerous type has broken out among the United States troops at Nogales.

First Lieut. George P. Stallman of the Medical Reserve Corps and an army hospital nurse left here yesterday for that place to care for the sick.

Bretton Woods Hotels, White Mts., N. H. The Mount Pleasant. The Mount Washington. Booking representatives of Hotels at 1150 B way. —Adv.

TEACHER SHOOTS PUPIL. Pistol for Use in School Play Proves to Have a Cartridge in It.

MANHATTAN, Kan., April 27 .- A Catholic sister who was drilling pupils at Flush, twelve miles north of here, in a school play shot and probably fatally wounded to the Task Any More and Probably one of them yesterday afternoon with a Will Not Seek Another Term Gallin- revolver she did not know was loaded. ger Likely to Succeed in the Chair. The wounded girl is Pearl Reedy. She is 18 years old and is the daughter of Jack-

A rehearsal was being held in the school room after school had been dismissed for the day. The play was one in which a revolver is used in one of the scenes The revolver was put on a table for use when it should be needed. One of the pects to serve out his full term, which smaller boys slipped out of the room with the weapon, put a cartridge in it and tried to shoot a bird. The cartridge failed to explode and the boy put the re volver back where he got it.

When the time came to use the revol fire the weapon, picked it up, but laid it down again with the exclamation, "I'm afraid of that old thing."

The sister, to show her there was n cause for alarm, took up the revolver,

EMERSON DROPS DIVORCE SUIT.

Wife's Suit Advanced and the Taking of Evidence Ordered.

should resign and permit the Senate to cordance with a decree signed by Judge

The case is now ready for the court ically fit to perform the duties. This examiner and taking testimony will begin it was borne in upon America that such resolution was reached suddenly. When in a few days in Mrs. Emerson's suit

Great surprise was expressed when committees would be announced to-day became known that Capt. Emerson did will indubitably teach the United States not put in his appearance in court how to deal suitably with a first class he called in his secretary and dictated not put in his appearance in court how to deal suitably with a first class his resignation and sent it to Vice-Presito-day, the time limit in the divorce suit European Power and what is to be avoided The Vice-President laid it before the inference is that Capt. Emerson is going Empire are to be maintained. Senate when that body met at noon. The to allow his wife to get a divorce from

my resignation as President pro tempore for Mrs. Emerson, who filed her bill for and convey my grateful thanks for the divorce after Capt. Emerson had filed his long service they have given me in this bill naming C. Hazelton Basshor, a well known clubman of Baltimore, as co-The Senate took no action on the letter respondent, went into court to-day and Senator Gallinger of New Hampshire told Judge Stump that the bill filed by will probably be chosen as Senator Frye's Mrs. Emerson against her husband had successor. He has been frequently called not been meant as a cross bill but as an to preside over the Senate and has per- original bill. The Court then ordered

SMOTHERED IN HIS BERTH.

Probatch's Bride, About to Go Youth Him, Learns of Pullman Accident. Mrs. Jacob Probstein of 50 West 112th street was preparing yesterday to leave south to Richmond, Va., to meet her husband, a travelling salesman, when-

telephone message from M. Finkelstein & Sons, clothing manufacturers, 739 Broadway, for whom her husband worked. notified her that her husband had been killed in a train wreck at Rocky Mount.

months ago. Probstein had been on the A gas tank had been leaking and a

The Probsteins were married four

flagman went to investigate with a lantern The explosion wrecked the car, and the flagman and a mail clerk were badly Probstein's berth was directly over the tank. Nine other passengers on car escaped without injury.

brother of her husband left Camden assevening to bring back her husband's

TITY FATHER'S BADGE IN HOCK. Habaken Mayor Buys It From Pawi

"For the Honor of the City." Mayor George Gonzales of Hoboker has just bought for \$18 through an agent at a pawnbroker's sale in New York a gold official badge belonging to a former member of the Hoboken Common Coun-Mr. Gonzales won't make public the identity of the ex-Councilman who hocked his emblem of office and neglected to redeem the pledge.

"I am going to make a collection of official badges," said the Mayor last "I don't like to see them floating night. around in pawnshops and will buy in all can find, for the honor of the city. I recently learned that badges belonging to a Health Commissioner and to a Water Commissioner had been disposed of at pawnbrokers' sales, but I was too late

to add them to my collection." Mayor Gonzales seriously objects to the good old custom of compelling the taxpayers to buy gold badges for members of municipal boards and declares that he is going to stop the practice. He says that if the officials are yearning for badges to pin on their waistcoats and suspenders they should buy them with their own money or else drop hints to their friends that a present of a badge The usual price would be acceptable. paid by the city for gold badges has been \$50 each:

BREMOND KILLED OR AT FEZ?

onflicting Reports at Tangler as to the · Fate of French Expeditions. Special Cable Despatch to THE SUN.

TANGIER, April 27.-There are conflicting reports regarding Major Brémond and his command of French and the Sultan's troops. One story has it that he has been killed

and another that he has arrived safely Capt. Boisset is believed to be still surrounded by the tribesmen under the Shereef Mulai Ali. With a hundred

horsemen he left Tangier for Fez to escort Europeans to the coast. Col. Mangin, the head of the French military mission at Fez, who was reported as having been killed some time ago has requested Major Brémond, the commander of the French forces and those of the Sultan of Morocco, to push on to Fez owing to the critical situation there. The tribesmen again attacked Major

make Ras el Ma Antedituvian Whiskey is the ideal of the connoisseur because of its bouquet and characteristic flavor. Luyties Bros., N. Y.—Adv.

Brémond on April 23. He is trying to

U. S. DIPLOMACY TOO BRUSQUE TON JOHNSON LEFT NO WILL.

SIDELIGHT FROM BERLIN ON DR. HILL'S RETIREMENT.

German Press Reveals International Wrangle Methods That Might Do for a Small Power Resented Washington Is Not Surprised-All Over Potash. Special Cable Despatch to THE St

BERLIN, April 27 .- America's overbearng methods in diplomacy in addition to the potash wrangle are declared to be the cause of the resignation of Dr. David Jayne Hill, the United States Ambassador to Germany. Several newspapers will print articles of the following purpert to-mor-

During the last few months there has been a lively diplomatic dispute between ver Mary Holmes, who was supposed to America and Germany which had its origin in the overbearing tone adopted by the State Department at Washington in its negotiations with the Imperial Government. This dispute has attracted no at-The board here maintained that of propriety he has always shown the pointed at Miss Reedy and pulled the tention heretofore because those respon- decreed that women will not be allowed avoided publicity.

The dispute, however, has assumed at times a serious if not absolutely threaten- notified to tell their customers of the ing aspect. It appears that the United prohibition States, owing to its intercourse with BALTIMORE, April 27. - Capt. Isaac E. smaller States on the American continent, Emerson's bill for absolute divorce from is accustomed to diplomatic methods Washington occasionally he (Mr. Frye) his wife went by default to-day in ac- which while possibly acceptable by weaker neighbors are totally intolerable to Ger many.

In the course of the potash negotiation methods cannot be employed in its diplomatic intercourse with the German nation. The experience gained thereby if friendly relations with the German

Four weeks ago the essential point in this dispute was settled in Germany's favor. The real reason for the resignation of Ambassador Hill must therefore be sought either in his personal dissatis faction or in that of the American Government at the result of the negotiations, as

well as their accompanying circumstances. WASHINGTON, April 27.-It has been well known in Washington that Germany methods adopted by the American negoiators in the conference in Berlin last summer over the so-called potash dis-

Mack H. Davis, a commercial expert of the Bureau of Trade Relations, had been sent to Berlin as a commercial auhe would act for this country as a negosome friends in Camden, N. J., to travel tiator. As a matter of fact, however, he did enter the conferences in this caipon whose authority he acted. The presumption has been that he assumed from Dr. David Jayne Hill, the American

Mr. Davis's methods were irritating to far in the course of the negotiations as to first trip since his marriage and was on threaten Germany with a tariff war unless Pullman berth on the Atlantic Coast Line the conferences in which Mr. Davis par- acquired by the use of a pen or stage name. ticipated led finally to a transfer of the

Secretary Knox asked that the dispute be made the subject of diplomatic notes, but Germany maintained that it was not Mrs. Probatein with her father and a line failing. Secretary Knox was obliged a pay as you enter car at Melrose avenue an effort to settle this dispute. This conference will be held in Brussels in May and the two Governments probably will head. have no diplomatic representatives there. many's irritation over the potash dispute told him he was seriously hurt. has never been fully told and nobody in Washington doubts now that this controversy in one way or another was chiefly responsible for the retirement of Ambassador Hill.

MAGISTRATE FRESCHI TO QUIT Says That on May & Magistrate Crane Will

Take His Place. Magistrate John J. Freschi, who was appointed temporarily by Mayor Gaynor fill the place left vacant by the illness of Leroy B. Crane, said last night that he will retire from the police bench on May 5 and will then resume his law practice. He said that Magistrate Crane, who has not held court for nearly two years, will resume his duties at that

Freschi was appointed on August 1 1910. A few weeks ago Magistrate Crane was summoned by the grievance committee of the Bar Association, but was unable to appear. The Mayor has power to appoint Magistrates for thirty days

CAPTAIN OVERBOARD. Swell From a Passing Steamer Threw Him Off the Gravel Pile.

The swell from a steamer sideswiped the barge William J. Sullivan as she was unloading gravel at 137th street and the East River last evening and the captain. John Johnson, slid from the top of the gravel pile into the water between the pier and the barge. His head banged the side of the boat and he hit the water un-

While eight men staved the boat off from the dock with all the strength in their legs Capt. Bernard Gleiman, with a named after him, jumped over and pulled Johnson out.

FEMINIST, BUT MILITANT.

Miss Sedgwick Would Have Women Cus toms Inspectors or Free Trade. Miss Ida Sedgwick, an artist of Des Moines who has been studying and paint-

ing in Paris the last four years, was asked if she were a suffragette by a ship news man who thought she looked a bit militant. the answered:
"No, I'm a feminist, but I would have women customs inspectors if I had my way. Also I would have free trade, and if I could not get that I would have the duties on women's apparel repealed. It's terrible the way they treat Americans returning to their native land."

His Widow Appointed Administratrix

in This County. The late Mayor Tom L. Johnson of Cleveland left no will. This statement was made yesterday by Mrs. Margaret Johnson, the widow, in applying in the Surrogate's Court here to be ap pointed administratrix of the estate in Crime Grand Jury Subpoenas this city. Mrs. Johnson is residing temporarily with her daughter, Mrs. Elizabeth Mariani, and her son. Loftin

Johnson, at 616 West 116th street. In her petition Mrs. Johnson said she had concluded that her husband left no will, because she had made a careful search and had falled to find one. said that the value of the estate in this county amounts to \$175,000. With her petition she filed a bond for \$350,000. The estate is all personal. The appointmen will follow as a matter of course, since her children all consent.

COURTESY IN A HOBBLE SKIRT? Not Deep Enough for Coronation Days. the Lord Chamberlain Opines

Special Cable Despatch to THE SUN.
LONDON, April 27.—It is reported that
Earl Spencer, the Lord Chamberlain, has Senator from Maine reached the contrigger. Miss Reedy fell to the floor with sible for the German foreign policy have to appear attired in hobble skirts at any of the court functions of the coronation of King George.

Fashionable dressmakers have been

The prohibition is ascribed to the fact that hobble skirts will prevent their wearers from properly courtesving in the presence of their Majesties.

STOPS PANIC WITH A GUN. eman in Film Show Fire Threatens

to Shoot Holters. The film of a moving picture show in Alpine Hall, Cortland street, Tarrytown, caught fire last night while the hall was crowded with 300 persons and a panio was threatened.

in the audience was Policeman Welch He drew his revolver and threatened to shoot any one who pushed or went out in any but an orderly manner. Then he passed the women and children out in ingle file and the men followed. The fire was put out after it had done

about \$500 damage to the interior of the EMMY DESTINN NEEDN'T PAY.

Stage Name Isn't Good.

Special Cable Despatch to THE SUN.

PRAGUE, April 27.— Is it legal and honorable to repudiate bills of exchange signed with a stage or other pseudonym? Two courts here have held that it is not, but the Supreme Court rendered a decision to-day to the opposite effect. The ques-

tion arose in this way: In 1908 Emmy Destinn, the opera singer gave a bill of exchange for a debt con-tracted with a Prague tradesman. She repudiated it on the ground that it was not signed with her real name. She was beaten in two courts, but the Supreme Court decided to-day in her avor.

The court said it was not a question of onorable dealing or even of civil liability. but simply as to whether the law relating to bills of exchange, which provides that the acceptor's real name must be signed thereto, had been complied with. The

Skull Fractured, It Is Thought. John Kampfer, a fireman of Truck 32, matter in the diplomatic field. The at 166th street and Washington avenue. efforts of the State Department along this The Bronx, attempted vesterday to board to accept the suggestion that a further and 161st street. His hand caught the conference be held between the com- grip, but the step was crowded and he mercial parties immediately interested in couldn't get his feet on. The car was moving and Kampfer was dragged ten feet, when he let go and landed on his

refused treatment, although the doctor bound up his head with handkerchiefs and went to his fire house, where he became unconscious. A doctor who was called said Kampfer had a fractured Kampfer lives at 326 East 157th

FLATIRONED KISS, 6 CENTS. Architect Who Was Forced to Bun

Pay Mrs. Agnes Springer. Jury before Justice Clark in the Supreme Court in Brooklyn awarded six cents yesterday to Mrs. Agnes Springer which she said Henry Nunwiller, an architect of 696 Bushwick avenue, tried to steal in the hallway of her home. Her brother, Joseph Walsh, said he had driver the architect out of the house with a flat-

Nunwiller denied the attempt to kiss He said that he was superintending some work in the house and offered to shake hands with Mrs. Springer as he was leaving. She screamed, "Don't you touch me!" and the brother came running into the hall with a flatiron in his hand Nunwiller admitted that he left the house in a hurry and gave the flatiron as an

The jury was out two hours

CRUELTY SUPERLATIVE. These Girls Make False Hair for Others

but Have to Wear Their Own.

The girls and young women employed in the factory of Blumenfeld & Zytten-feld, manufacturers of puffs and hair Charles S. Whitman. feld, manufacturers of puffs and hair switches at 429 and 431 Kent avenue Williamsburg, went on strike vesterday for an increase of 2 per cent. in wages. One of the girls who afterward acted as a picket had this to say:

We were making puffs and curls for the ladies of the country and we our-selves had to go along with our own hair. It was not right. We worked from morn-ing until night and we did not earn enough to purchase two 'rats' a week. If the wealthy women of this country would ook into the matter we would get this

Teutonic to Bid Us Farewell.

The White Star liner Teutonic, once the crack of the iane between Queenstown and Sandy Hook, got in last night after a stormy trip of 7 days, 4 hours and minutes, carrying only second class d steerage passengers. After she gots ack to Liverpool she will go into the and steerage passengers. After she gots back to Liverpool she will go into the Canadian-Liverpool service and never

CROOKED WAYS

PRICE TWO CENTS.

Him and Every Police Captain.

NO FREE HAND ALLOWED HIM

Gaynor Hints of a Complaint About Whitman Made to Gov. Dix.

It is believed that Deputy Police Comnissioner Flynn expected to be put at the head of the Police Department after he had finished the six months term originally contracted for and that he declined to stay in the department on any other terms. He save that he was not allowed to have the free hand in detective work that was promised him, and he many times found himself sold and delivered behind his back. He is quoted as describing his surroundings as 'the crookedest layout" he had ever encountered and as complaining that men high up in the service known to be crooked were retained. He has been subpænsed to testify before the crime Grand Jury to-day and the Mayor may be

called again Besides Mr. Flynn the Grand Jury has summoned for to-day every police captain in the city. Deputy Commissioner Walsh and Inspector Russell. The captains are ommanded to appear at 3:30 o'clock and bring with them the records of arrests showing exactly what their own men and the detectives assigned to their precincts

have been doing. Rumor has it that both Commissioner Austrian Court Says Note Signed With Her Cropsey and Deputy Driscoll will retire from the Police Department and that the appointment of Mr. Flynn's successor will be accompanied by a considerable shakeup. A report that Driscoll's reeignation was already in was contradicted

yesterday.

The first effect of the published news of Flynn's resignation was a controversy between the Mayor and the District Attorney's office. The Mayor sent for Mr. Flynn yesterday morning and wanted to know how the fact of Flynn's resignation had become public. Flynn said he didn't know. The first intimation he had of its publicity came late on Wednesday night when a reporter called him up on the telephone and asked him about

it. The Mayor and the Deputy Commissioner talked the whole thing over, Flynn telling the Mayor all the conversation he had had with the reporter so far as he his way home. He was suffocated in his the dispute was settled. The failure of court added that no legal rights can be could remember. There had been some mention made of the Grand Jury, Flynn recalled.

told Mr. Flynn that the publishing of the

fact at this time had seriously interfered with his plans. In the presence of Mr. Flynn he dictated this statement: We borrowed Mr. Flynn from the United States Government for six months to re organize the secret service or detective force of this city, as was stated when he was appointed. His time was up on April 20, and he has been preparing to go back to his old post for some weeks, and especially since receiving a recent letter from Mr. Wilkie, chief of the United States secret service, reminding him that his leave of absence had expired. He is staying with the city until we select his successor. I am sorry he has to go back, as his services

have been great to the city.

I told all of this to the Grand Jury yester. day freely, and it was given away by one who was present but not a member of the Grand Jury. It is a criminal offence for the testimony or happenings of the Grand Jury to be made public, but nevertheless the secrets of the Grand Jury have been given out and published from day to day here for several weeks, it is a flagrant scandal I am informed the Governor's attention has already been called to it and the matter will be dealt with hereafter.

When this was published District Attorney Whitman called a conference in the chambers of Judge O'Sullivan, who had charged the crime Grand Jury he-Those present at the conference included Judge O'Sullivan, District Attorney Whitman, Assistant District Attorney Frank Moss, George Gordon Battle, special assistant: Maynard Hollister, foreman of the Grand Jury, and stenographers who had taken minutes at the Grand Jury sessions. After noon District Attorney

Whitman gave out this: Our attention has been called to a published statement to the effect that the secreey of the Grand Jury has been violated and that testimony given before it yester-day to the effect that Deputy Police Commissioner Flynn had resigned had been made public by some person present before the Grand Jury and not a member of the Grand

given to the Grand Jury yesterday by Mayor laynor has been made public. us divulged any word or part of the testi-mony. We had no knowledge that Com-

GEORGE GORDON BATTLE. Mr. Whitman said that the only mar who had made public anything supposed have been told the Grand Jury was

the Mayor himself in his statement Mr. Flynn said yesterday that he himself had tood this same Grand Jury some time ago that his leave of absence from the secret service expired-after an extension-on May 1.

It has been a matter of general comment that Mr. Flynn was not getting on well with Commissioner Cropsey and First Deputy Commissioner Clement C. Driscell. Statements have been repeated to Flynn of hostile remarks said to have en made about him by at least one official of the Police Department.

On April 15 Mr. Flynn wrote this letter of resignation to Mayor Gaynor:

MT DEAR MAYOR: You will recall that